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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

07 UNITED STATES OF AMERICA,) CASE NO. CR 19-163-RSL
08 Plaintiff,)
09 v.) DETENTION ORDER
10 FRANKLIN LEAL-ARTIAGA,)
11 Defendant.)
12 _____)

13 Offenses charged in Indictment

14 Count 1 - Conspiracy to Distribute and Possess with Intent to Distribute Methamphetamine
15 and Heroin

16 Count 2 – Possession of Methamphetamine and Heroin with Intent to Distribute

17 Date of Detention Hearing: September 3, 2019

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
19 based upon the factual findings and statement of reasons for detention hereafter set forth,
20 finds that no condition or combination of conditions which defendant can meet will
21 reasonably assure the appearance of defendant as required and the safety of other persons and
22 the community.

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02 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

03 (1) The Indictment charges drug offenses, each of which carries a maximum
04 penalty in excess of ten years. This creates a rebuttable presumption of
05 detention, both for dangerousness and flight risk. Defendant offered nothing to
06 rebut that presumption, and stipulated to detention.

07 (2) Defendant is a citizen of Honduras, and has no legal status in the United States.
08 There is an immigration detainer pending against him.
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10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the
12 Attorney General for confinement in a correction facility separate, to the extent
13 practicable, from persons awaiting or serving sentences or being held in custody
14 pending appeal;
- 15 2. Defendant shall be afforded reasonable opportunity for private consultation with
16 counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the
18 person in charge of the corrections facility in which defendant is confined shall deliver
19 the defendant to a United States Marshal for the purpose of an appearance in
20 connection with a court proceeding; and
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01 4. The Clerk shall direct copies of this Order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the United States
03 Pretrial Services Officer.
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05 DATED this 3rd day of September, 2019.

06 s/ John L. Weinberg
07 United States Magistrate Judge
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